IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.630 OF 1995

M/s.Western Hatcheries Ltd. .. Petitioner.
V/s.
Union of India & Othes .. Respondents.

Mr.V.S. Nankani i/b. Madhusudana Gawde for the petitioner.
Mr.P.S. Jetly for the respondents.

CORAM : S. RADHAKRISHNAN &
J.P. DEVADHAR, JJ.

DATED : 19TH JANUARY, 2005.

P.C. :

1. Heard learned counsel for the petitioner and the learned counsel for the respondents.

2. Both the learned counsel for the petitioner and respondents fairly state that the issue involved in this petition is squarely covered by the judgment of the Supreme Court in the case of **Collector of Central Excise, Bangalore V/s. Tetragon Chemie (P) Ltd. [(2002) 10 SCC 331].**

3. In the above facts and circumstances of the case, the rule is made absolute in terms of prayer clause (a). However, there will be no order as to costs.

(S. RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)